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1 F AS  
Docket No.: 688.1050  
Date: July 21, 2008

In re application of: **Volker SEIPEL et al.**  
Serial No.: 10/538,719  
Filed: March 9, 2006  
For: **AXIAL PISTON MOTOR**

Sir:

Transmitted herewith is a **Response to Final Office Action (9 pages)** in the above-identified application.

- ☒ Also transmitted herewith are:
- ☐ Petition for extension under 37 C.F.R. 1.136
  - ☒ Return Receipt Postcard
  - ☐ Other:
- ☐ Check(s) in the amount of **\$0.00** is attached to cover:
- ☐ Filing fee for additional claims under 37 C.F.R. 1.16
  - ☐ Petition fee for extension under 37 C.F.R. 1.136
  - ☐ Other:
  - ☐ Other:
- ☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
- ☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
  - ☒ Any patent application processing fees under 37 C.F.R. 1.17.
  - ☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

  
Cary S. Kappel, Reg. No. 36,561

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I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Mail Stop: AF Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on July 21, 2008.

DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: 

Danielle C. Sullivan



**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Application No: 10/538,719  
Applicant: Volker SEIPEL et al.  
Filed: March 9, 2006 as national phase of International  
Application No. PCT/EP2003/014150, filed  
December 12, 2003  
  
TC/A.U.: 3745  
Examiner: Thomas E. Lazo  
Docket No. 688.1050  
Customer No: 23280

Mail Stop: AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

July 21, 2008

**RESPONSE TO FINAL OFFICE ACTION**

Sir:

In response to the Final Office Action dated April 29, 2008, please reconsider the above-identified patent application based on the following: